

**REMARKS**

The Applicants direct the Examiner's attention that currently pending claim 63 has not been included in the list of allowed claims. See Notice of Allowability, Item 2, indicating that the only allowed claims are claims 5, 103-106, and 140-142.

The Applicants believe that claim 63 has been omitted from the allowed claims due to an inadvertent error. Indeed, in the Office Action dated June 5, 2006, the Examiner clearly indicated that claim 63 was considered to contain allowable subject matter but was objected to for containing both elected and non-elected subject matter, just as claims 5, 103-114, 117, 118, 140, and 141. See the Office Action dated June 5, 2006, at page 5, lines 11-12.

In response filed July 5, 2006, the Applicants amended claim 63 to remove non-elected subject matter, and made it dependent on claim 5. Therefore, the Examiner's objection with respect to claim 63 became moot. Nevertheless, the Examiner still believed that claim 63 was non-elected and indicated so on the summary of the interview held between the Examiner and Lisa A. Haile on September 23, 2006. As a result, the Examiner cancelled claim 63 by the Examiner's amendment.

The Applicants respectfully submit that the cancellation of claim 63 was due to an oversight. As discussed above, claim 63, as amended by the amendment filed July 5, 2006, depends on claim 5, does not contain any non-elected matter, and is clearly allowable. Accordingly the Applicants respectfully request that claim 63 be included in the list of allowed claims.

The amendment is directed solely to the correction of formal matters in the claims. The scope of the claims is not affected. Therefore, in accordance with MPEP § 714.16, the entry of this amendment and correction of the list of the allowed claims are respectfully requested.

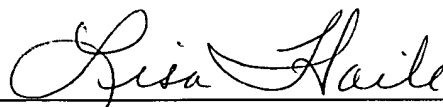
In re Application of  
Wrasidlo et al.  
Application No.: 10/679,209  
Filed: October 2, 2003  
Page 4

PATENT  
Attorney Docket No.: TARG1110-3

No fee is deemed to be due in connection with this response. However, if any additional fee is due, the Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896.

Respectfully submitted,

Date: January 2, 2007



Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

**USPTO CUSTOMER NUMBER 28213**  
DLA PIPER US LLP  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133